

IN THE

Court of Appeal of the State of California

IN AND FOR THE

Fifth Appellate District

**F031616      People v. Henry**

The judgment of conviction and the finding concerning the 1993 strike allegation are affirmed. The finding concerning the 1996 strike allegation is reversed, and the matter is remanded for further proceedings concerning that allegation and for resentencing.

By the Court.

[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]

**F031656      People v. Polin**

The judgment is affirmed.

By the Court.

[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]

**F031846      People v. McGuire**

The order directing the Department of Corrections to determine the amount of direct restitution is set aside, and the matter is remanded to the trial court for a further hearing. If, after a hearing, the court determines a specific amount of restitution is owed based upon destruction of jail property, its order shall state the amount and direct that enforcement be subject to the conditions in section 4600, subdivision (b). In all other respects, the judgment is affirmed

By the Court.

[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]

**F033365      Marshall M. v. The Superior Court, Kern County; Kern Co. Dept. Human Svcs.**

The petition is denied    Levy, J.

We concur: Stone (W.A.), Acting P.J.; Vartabedian, J.

[CERTIFIED FOR PUBLICATION]

**F031088      People v. Chavez**

The judgment is affirmed.

By the Court.

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**F031962      People v. Merjil et al.**

**F032048      People v. Merjil et al.**

Counsel having failed to request oral argument in the above-entitled case, oral argument is deemed waived in accordance with the provisions of a notice heretofore mailed to counsel and the cause is submitted.

**F031864      People v. Banuelos**

Counsel having failed to request oral argument in the above-entitled case, oral argument is deemed waived in accordance with the provisions of a notice heretofore mailed to counsel and the cause is submitted.

**F032264      In re David B., a Minor**

The judgment is affirmed.

By the Court.

[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]